

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RACHAEL ANN HARPER,)
Plaintiff,) CASE NO. C13-2141-RSL-MAT
v.)
CAROLYN W. COLVIN, Acting) REPORT AND RECOMMENDATION
Commissioner of Social Security,)
Defendant.)

Plaintiff brought this action to seek judicial review of the denial of her application for Disability Insurance Benefits (DIB) by the Commissioner of the Social Security Administration. The parties have now stipulated that this case should be reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g). (Dkt. 22.)

Based on the stipulation of the parties, the Court recommends that this case be REVERSED and REMANDED for further administrative proceedings. The parties have stipulated that, on remand, the Administrative Law Judge (ALJ) will: (1) evaluate the severity of plaintiff's medically determinable intermittent explosive disorder; (2) explicitly consider whether the impairment meets or equals Listing 2.10; and (3) further evaluate the medical

01 evidence, including the opinion of examining psychiatrist David Jarvis, M.D. The ALJ will
02 proceed with the subsequent steps of the sequential evaluation process, as necessary.

03 Additionally, upon proper application, the Court will consider plaintiff's application for
04 attorney fees and expenses pursuant to 28 U.S.C. § 2412(d).

05 Given the above, the Court recommends that United States District Judge Robert S.
06 Lasnik immediately approve this Report and Recommendation and order the case REVERSED
07 and REMANDED for further administrative proceedings. A proposed order accompanies this
08 Report and Recommendation.

09 DATED this 9th day of July, 2014.

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12 Mary Alice Theiler
13 Chief United States Magistrate Judge
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